

1 **JOINT STIPULATION**

2 Plaintiff Laci Ping (“Plaintiff”) and Defendants See’s Candy Shops, Inc. and See’s Candies,
3 Inc. (together, “Defendants”) (Plaintiff and Defendants together, the “Parties”), by and through their
4 respective counsel, hereby stipulate as follows:

5 1. WHEREAS, on May 9, 2019, Plaintiff filed a Complaint in the above-captioned action
6 (ECF No. 1);

7 2. WHEREAS, on July 17, 2019, Plaintiff filed a First Amended Complaint (“FAC”; ECF
8 No. 17);

9 3. WHEREAS, on August 21, 2019, Defendants filed a Motion to Dismiss the FAC (ECF
10 No. 25);

11 4. WHEREAS, on September 3, 2019, the Parties: (1) informed this Court that they had
12 agreed to engage in mediation prior to resolution of Defendants’ Motion to Dismiss, and (2) requested
13 that the hearing on Defendants’ Motion to Dismiss be continued until January 9, 2020, pending the
14 outcome of mediation (ECF No. 26);

15 5. WHEREAS, on September 4, 2019, the Court granted the Parties’ request to continue
16 the hearing on Defendants’ Motion to Dismiss until January 9, 2020 (ECF No. 27);

17 6. WHEREAS, since September 4, 2019, the Parties have continued to meet and confer
18 and have agreed to mediate this matter with a respected mediator, Michael Loeb, and have scheduled a
19 mediation with Mr. Loeb on January 29, 2020;

20 7. WHEREAS, the Parties wish to continue the hearing on Defendants’ Motion to Dismiss
21 until after said mediation to ensure the efficient prosecution of this action and the conservation of the
22 resources of the Parties and the Court;

23 IT IS HEREBY STIPULATED AND AGREED, by and among the Parties, subject to the
24 approval of this Court, that:

- 25 • The hearing date on the pending Motion to Dismiss filed by Defendants, currently
26 scheduled for January 9, 2020, shall be continued to March 19, 2020;
- 27 • Plaintiff’s Opposition to the Motion shall be due on or before February 20, 2020;
- 28 • Defendants’ Reply shall be due on or before February 27, 2020;

1 • The Case Management Conference currently set for January 23, 2020, shall be set for
2 March 19, 2020.

3 Respectfully submitted,

4 November 8, 2019

AIMAN-SMITH & MARCY
A PROFESSIONAL CORPORATION

6 /s/ Carey A. James

7 Carey A. James
8 Attorneys for Plaintiffs

10 November 8, 2019

MUNGER, TOLLES & OLSON LLP

12 /s/ C. Hunter Hayes

13 C. Hunter Hayes
14 Attorneys for Defendants

1 **~~PROPOSED~~ ORDER**

2 Having read and considered the Stipulation submitted by the Parties in connection with this
3 matter and good cause having been shown, the Court orders:

- 4 • The hearing date on the pending Motion to Dismiss filed by Defendants, currently
5 scheduled for January 9, 2020, shall be continued to March 19, 2020;
- 6 • Plaintiff's Opposition to the Motion shall be due on or before February 20, 2020;
- 7 • Defendants' Reply shall be due on or before February 27, 2020;
- 8 • The Case Management Conference currently set for January 23, 2020, shall be set for
9 ~~March 19, 2020~~ May 14, 2020 at 10:00 am.

10 **IT IS SO ORDERED.**

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12 Dated: November 6, 2019



13 Hon. Richard Seeborg
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